

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

THE NEW YORK TIMES COMPANY and	:	x
SCOTT SHANE,	:	
	:	
Plaintiffs,	:	No. 15 Civ. 4829 (RA)
	:	
-against-	:	
	:	
FEDERAL BUREAU OF INVESTIGATION	:	
	:	
Defendant.	:	

**PLAINTIFFS' NOTICE OF CROSS-MOTION
FOR SUMMARY JUDGMENT**

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in Support of Plaintiffs' Cross-Motion for Summary Judgment and in Opposition to Defendant's Motion for Summary Judgment; the Declaration of Scott Shane, dated November 6, 2015, and the attachments thereto; and all other prior papers and proceedings in this action, Plaintiffs shall move this Court at a date to be determined by the Court for a order (i) granting their motion for summary judgment; (ii) requiring the Government to make public the challenged withheld documents requested pursuant to the Freedom of Information Act ("FOIA"), 5 U.S.C. § 552, within 20 days; (iii) awarding Plaintiffs the costs of this proceeding, including reasonable attorney's fees, as expressly permitted by 5 U.S.C. § 552(a)(4)(E); and (iv) granting such other and further relief as the Court deems just and proper.

Dated: New York, NY
November 6, 2015

Respectfully submitted,
/s/ David E. McCraw
David E. McCraw, Esq.
Jeremy A. Kutner, Esq.
The New York Times Company
Legal Department
620 Eighth Avenue
New York, NY 10018
Phone: (212) 556-4031
Facsimile: (212) 556-1009
Email: mccraw@nytimes.com

Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

I, David E. McCraw, counsel for Plaintiffs, hereby certify that on November 6, 2015, I caused a copy of the (1) Notice of Motion; (2) Memorandum of Law in Support of Plaintiffs' Cross-Motion for Summary Judgment and in Opposition to Defendant's Motion for Summary Judgment; and (3) Declaration of Scott Shane, dated November 6, 2015, and accompanying exhibits, to be served by ECF and E-mail upon the following:

Arastu K. Chaudhury, Esq.
Caleb Hayes-Deats, Esq.
United States Attorney's Office
Southern District of New York
86 Chambers Street, Third Floor
New York, NY 10007
Email: arastu.chaudhury@usdoj.gov, caleb.hayes-deats@usdoj.gov
Attorneys for Defendant

Dated: New York, New York
November 6, 2015

/s/ David E. McCraw
DAVID E. MCCRAW
Attorney for Defendant